

X4
JC04 Rec'd PCT/PTO 30 SEP 2005

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: ZECH ET AL 2 PCT

INT'L APPLN. NO.: PCT/AT03/00232

SERIAL NO.: 10/524,187

FOR: METHOD FOR PRODUCING CELL LINES AND ORGANS WITH THE
AID OF DIFFERENTIABLE CELLS

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C. §371 IN THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)**

MAIL STOP PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the enclosed "Notification of Missing Requirements Under 35 U.S.C. §371 in the United States Designated/Elected Office (DO/EO/US)", dated September 16, 2005, submitted herewith is the duly executed DECLARATION and POWER OF ATTORNEY, along with a check in the amount of (\$65.00) for the late filing of the Declaration.

Any fee deficiencies may be charged to deposit account 03-2468.

10/07/2005 ATRAN1 00000130 10524187

01*FC:2617

65.00 OP

Respectfully submitted,
Herbert ZECH ET AL


Kurt Kelman Reg. No. 18,628
Allison C. Collard, Reg. No. 22,532
Edward R. Freedman, Reg. No. 26,048
William C. Collard, Reg. No. 38,411
Attorneys for Applicant

COLLARD & ROE, P.C.
1077 Northern Boulevard
Roslyn, New York 11576
(516) 365-9802

Enclosures: Form PCT/DO/EO/905, Executed Declaration/Power of Attorney and Check for \$65.00

EXPRESS MAIL NO. EV686522144 US

Date of Deposit September 30, 2005

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10, on the date indicated above, and is addressed to Mail Stop PCT, Commissioner for Patents, US PTO, P.O. Box 1450, Alexandria, VA 22313-1450



Melissa Konko



UNITED STATES PATENT AND TRADEMARK OFFICE

CPE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/524,187	Herbert Zech	ZECH ET AL 2 PCT
INTERNATIONAL APPLICATION NO.		
PCT/AT03/00232		
I.A. FILING DATE		PRIORITY DATE
08/11/2003		08/09/2002
CONFIRMATION NO. 1329		
371 FORMALITIES LETTER		
 OC000000017031971		

Date Mailed: 09/16/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 02/09/2005
- Copy of the International Search Report filed on 02/09/2005
- Copy of IPE Report filed on 02/09/2005
- Copy of Annexes to the IPER filed on 02/09/2005
- Preliminary Amendments filed on 02/09/2005
- Information Disclosure Statements filed on 02/09/2005
- Small Entity Statement filed on 02/09/2005
- Request for Immediate Examination filed on 02/09/2005
- U.S. Basic National Fees filed on 02/09/2005
- Priority Documents filed on 02/09/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- **\$65 Surcharge.**

Additionally the following defects have been observed:

- Annexes have not been entered because No English Translation submitted.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PATRICIA A BOOKER

Telephone: (703) 308-9140 EXT 204

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/524,187	PCT/AT03/00232	ZECH ET AL 2 PCT

FORM PCT/DO/EO/905 (371 Formalities Notice)